

**DCC Delaware Correctional Center**

Date: **10/26/2004**

3422

**Smyrna Landing Road**

**SMYRNA DE, 19977**

**Phone No. 302-653-9261**

**DISCIPLINARY HEARING DECISION**

<b>Inmate :</b> <u>Brathwaite, Kevin C</u>	<b>SBI#:</b> <u>00815294</u>	<b>Type:</b> <u>Class 1</u>
<b>Institution:</b> <u>DCC Delaware Correctional Center</u>	<b>Hearing Date:</b> <u>10/20/2004</u>	<b>Time:</b> <u>13:22</u>
<b>Inmate Present:</b> <u>Yes</u> <b>Reason(If No):</b> <u>N/A</u>		
<b>Violation:</b> /200.110 Possession of Unauthorized Clothing, 1.02/200.201 Assault, 1.06/200.203 Disorderly or Threatening Behavior, 1.18/200.218 Possession of Dangerous Contraband, 2.03/200.106 Creating a Health, Safety or Fire Hazard, 2.06/200.108 Failing to Obey an Order, 2.13/200.111 Possession of Non-Dangerous Contraband		
<b>Inmate PLEA:</b> <u>Not Guilty</u>		
<b>Inmate Statement:</b> I never tried to assault anyone, when he came to my cell I told him I was shaving my head. He said strip for shakedown. I sid with it present never had bar in door. Never tried to touch him He was looking for trouble.		
<b>Witness Name:</b> <u>Nkowpara, Edwin C/O</u>		
<b>Testimony :</b> <u>N/A</u>		
<b>Witness Name:</b> <u>Philips, David Sgt</u>		
<b>Testimony :</b> <u>N/A</u>		
<b>Witness Name:</b> <u>Stevenson, Matt Sgt</u>		
<b>Testimony :</b> <u>N/A</u>		
<b>Decision :</b> <u>Guilty</u>		
<b>Rational :</b> Per reports and witness statement inmate found guilty of all charges excepte 2000.218 PDC. Inmate didn't wish to confront accuser 15 days ISO		
<b>Sanctions:</b> <u>N/A</u>		
<b>HEARING OFFICER'S SIGNATURE</b>		
Savage, Larry		
I understand that I may appeal the decision of a Class II Hearing to the Class I Hearing Officer. I may appeal the decision of a Class I Hearing to the facility administrator. I also understand that I have 72 hours to submit my notice of appeal in writing to the Class I Hearing Officer if I am appealing a Class II Hearing decision or the Warden if I am appealing a Class I Hearing decision.		
I <input checked="" type="checkbox"/> DO <input type="checkbox"/> DO NOT INTEND TO APPEAL		
<b>INMATE's SIGNATURE</b>		
<b>ORDER TO IMPLEMENT SANCTIONS</b>		
<input checked="" type="checkbox"/> Inmate does not wish to appeal	<input type="checkbox"/> Appeal has been denied by Commissioner or Designate	
<input type="checkbox"/> Sanctions have been modified	<input type="checkbox"/> Time Limit(72 Hours since hearing) for appeal has expired	
<b>It is here by ordered to implement the sanctions:</b>		
<b>Sanctions</b>	<b>Start Date</b>	<b>Days</b>
1. Isolated Confinement		15

Sent Report Copy + Appeal to  
Anthony Rendina 10/26/04